

**UTILITY PATENT  
APPLICATION  
TRANSMITTAL**

*(Only for nonprovisional  
applications under 37 CFR 1.53(b))*

PATENT

Attorney Docket No.: A34720-PCT-USA-A

First Named Inventor Johann Eibl

Customer No. 21003

Total Pages: 51

November 16, 2001

**BY EXPRESS MAIL - Label No. EL866934861US**

**BOX: PATENT APPLICATION**

Commissioner for Patents and Trademarks  
Washington, DC 20231

Sir:

Enclosed herewith for filing is a patent application of Johann Eibl, entitled "MEDICAMENT  
FOR TOPICAL APPLICATION" which includes:

☒ Specification 42 Total Pages

☒ Background of the Invention;  
Summary of the Invention;  
Detailed Description of the Invention;  
Examples 16 pages

☒ Claims 25 pages

☒ Abstract 1 page

☐ Drawings      sheets

☐ formal

☐ informal

☐ Combined Declaration and Power of Attorney      pages

☐ Newly executed (original or copy)

☐ Copy from a prior application

☒ If a continuing application, check appropriate box:

☒ Continuation ☐ Divisional ☐ Continuation-In-Part

of prior application Serial No. PCT/AT00/00141, filed May 19, 2000, which designates the U.S.

and is published in the German language, and which claims priority to Austrian application Serial

No. A 895/99 filed May 19, 1999.

☒ Amend the specification by inserting, before the first line, the following sentence:

"This is a ☒ continuation ☐ divisional ☐ continuation-in-part of prior application Serial No. PCT/AT00/00141, filed May 19, 2000, which designates the U.S. and is published in the German language, and which claims priority to Austrian application Serial No. A 895/99 filed May 19, 1999."

☒ The entire disclosures of the prior applications are considered as being part of the disclosure of the accompanying application and are hereby incorporated by reference therein.

☒ An Assignment of the invention

☐ is attached. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

☒ will follow.

☐ has been filed in the prior application and recorded at Reel/Frame \_\_\_\_\_ on \_\_\_\_\_.

☐ Small Entity Statement(s)

☐ is/are attached.

☐ Small Entity Statement filed in prior application. Status still proper and desired.

☐ will follow.

☒ Information Disclosure Statement

2 pages

☒ PTO Form 1449

1 pages

☒ Copies of IDS Citations.

☐ Copies of IDS Citations are not required.

Also accompanying this patent application are:

☐ Application Data Sheet

☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

☐ Nucleotide and/or Amino Acid Sequence Submission

☐ Preliminary Amendment

\_\_\_ pages

☐ Non-Publication Request

☒ Return Receipt Postcard

☐ Other:

☒ The filing fee has been calculated as shown below:

FOR	(Col. 1)			(Col. 2)			Small Entity		OR	Other Than A Small Entity	
	No. Filed			No. Extra			Rate	Fee		Rate	Fee
Basic Fee								\$355.00			\$710.00
Total Claims	128	-20	=	108	x	9 =		\$0.00	x	18 =	\$1,944.00
Ind. Claims	13	-3	=	10	x	40 =		\$0.00	x	80 =	\$800.00
Multiple Dependent Claim						+ 135 =				+ 270 =	\$0.00
						Total		\$0.00			\$3,454.00

\* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

## Fee:

☒ Enclosed☒ Basic filing fee \$3,454.00☐ Recording Assignment \$0.00  
[\$40.00; 37 CFR 1.21(h)]Total Fees Enclosed \$3,454.00☒ A check in the amount of \$3,454.00 to cover filing fee is enclosed.☐ Please charge our Deposit Account No. 02.4377 in the amount of \_\_\_\_\_. Two copies of this sheet are enclosed.

## Foreign Priority:

☒ Priority is claimed of Austrian application Serial No. A895/99 filed May 19, 1999.☒ Submission of Priority Document with a certified copy of priority document of Austrian Appln  
No. A895/99, filed May 19, 1999.☐ has been filed in the parent application S/N \_\_\_\_\_.☒ is attached herewith.☐ will follow.☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16, 1.17, and 1.21(h) associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.☒ The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.☒ The Commissioner is conditionally authorized to charge payment of any fees associated with this application or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

Respectfully submitted,

BAKER BOTTS L.L.P.

Lisa B. Kole  
Patent Office Reg. No. 35,225Anthony Giaccio  
Patent Office Reg. No. 39,684Attorneys for Applicant  
(212) 408-2500

Enclosures

NY02:352980.1